

**IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

UNITED STATES OF AMERICA)
)
)
) **Case No. 3:05CR147-A**
vs.)
)
DANNY JOE McCART)

PRETRIAL CONFERENCE ORDER

A pretrial conference was held on August 8, 2005 before the undersigned Magistrate Judge. Present at this conference was the Honorable Christine Freeman, counsel for the defendant, and Assistant United States Attorney Kent Brunson, counsel for the government. As a result of the conference, it is

ORDERED as follows:

1. Jury selection is set for **August 29, 2005**. The trial of this case is set for the trial term commencing on **August 29, 2005** before Senior United States District Judge W. Harold Albritton and is expected to last two trial days.
2. There are no motions currently.
3. Proposed voir dire questions shall be filed on or before **August 22, 2005**.

Counsel should not include questions seeking information which is provided in the jury questionnaire.

4. All Motions in Limine shall be filed on or before **August 22, 2005**. Motions in Limine must be accompanied by a brief. Failure to file a brief will result in denial of the motion.

5. Proposed jury instructions shall be filed on or before **August 22, 2005**.

6. The last day on which the court will entertain a plea pursuant to Rule 11(c) (1)(A) or (C) plea is **August 22, 2005**. The government and defendant are informed that if a defendant waits until the last minute to enter a plea, and if that plea, for whatever reason, is not accepted by the court, the defendant and the government will be expected to be prepared to go to trial on **August 29, 2005**. The court will not continue the trial of this case as to any defendant because a defendant's plea was not accepted. In other words, the defendant and the government should not wait until the last minute for a defendant to enter a guilty plea, and both the defendant and the government should all be ready to go to trial on **August 29, 2005**, as to all defendants, even though a particular guilty plea was not accepted by the court.

Done this 9th day of August, 2005.

/s/Charles S. Coody
CHARLES S. COODY
CHIEF UNITED STATES MAGISTRATE JUDGE